

1 A bill to be entitled

2 An act relating to involuntary civil commitment of  
3 sexually violent predators; amending s. 394.912, F.S.;  
4 redefining terms; creating s. 394.9125, F.S.;  
5 authorizing and requiring a state attorney to refer  
6 certain persons for civil commitment under certain  
7 circumstances; requiring the state attorney to notify  
8 county and municipal jails of a referral within a  
9 specified timeframe; authorizing the state attorney to  
10 file a petition requesting that a person be taken into  
11 custody for civil commitment proceedings; requiring a  
12 judge to order a person into custody for civil  
13 commitment proceedings upon making specified findings;  
14 amending s. 394.913, F.S.; requiring the agency with  
15 jurisdiction over a person who has been convicted of a  
16 sexually violent offense to give written notice to the  
17 multidisciplinary team as soon as practicable after  
18 receipt into custody of such person in a county or  
19 municipal jail facility; authorizing the  
20 multidisciplinary team to consult with law enforcement  
21 agencies and victim advocate groups as part of the  
22 assessment and evaluation process; authorizing a  
23 clinical evaluation; requiring a second clinical  
24 evaluation under certain circumstances; requiring the  
25 Department of Children and Families to recommend that  
26 the state attorney file a civil commitment petition

Page 1 of 20

27 | under certain circumstances; requiring the department  
28 | to send a recommendation to the state attorney for  
29 | further review under certain circumstances if a person  
30 | does not meet the definition of a sexually violent  
31 | predator; requiring the multidisciplinary team to  
32 | reexamine the case under certain circumstances;  
33 | revising the timeframes for the written assessment;  
34 | requiring the multidisciplinary team to give equal  
35 | consideration to an attempt, criminal solicitation, or  
36 | conspiracy to commit certain offenses as it does to  
37 | the commission of such offenses; amending s. 394.9135,  
38 | F.S.; providing for certain released persons to be  
39 | taken into custody by the Department of Children and  
40 | Families; authorizing the state attorney to file,  
41 | within a specific timeframe, a petition alleging that  
42 | a person released from a local detention facility was  
43 | not referred as required before release because of a  
44 | mistake, oversight, or intentional act or was referred  
45 | for commitment consideration but released rather than  
46 | transferred to custody, as required, due to a mistake,  
47 | oversight, or intentional act; requiring a judge to  
48 | order that a person so released be taken into custody  
49 | and delivered to an appropriate secure facility under  
50 | certain circumstances; amending s. 394.914, F.S.;  
51 | authorizing the state attorney to file a petition for  
52 | civil commitment regardless of the multidisciplinary

53 team's recommendation; amending s. 394.918, F.S.,  
 54 authorizing the petitioner and respondent to present  
 55 evidence at a civil commitment probable cause hearing;  
 56 amending s. 394.926, F.S.; requiring the department to  
 57 provide written notice of placement of a person in the  
 58 department's custody to a victim of such person;  
 59 requiring the department to notify the Department of  
 60 Corrections, the Department of Law Enforcement, and  
 61 the sheriff of the county in which such person intends  
 62 to reside of the release of a sexually violent  
 63 predator or a person who is in custody; requiring the  
 64 Department of Children and Families to enroll certain  
 65 persons in an arrest notification program and to  
 66 notify the state attorney upon receiving an arrest  
 67 alert; amending s. 394.931, F.S.; requiring the  
 68 Department of Corrections to collect recidivism  
 69 information; amending s. 943.053, F.S.; requiring the  
 70 Department of Law Enforcement to provide the  
 71 Department of Children and Families access to the  
 72 arrest notification program; providing for  
 73 severability; providing an effective date.

74  
 75 Be It Enacted by the Legislature of the State of Florida:

76  
 77 Section 1. Subsections (1), (3), (7), and (11) of section  
 78 394.912, Florida Statutes, are amended, and paragraph (i) is

79 added to subsection (9) of that section, to read:

80 394.912 Definitions.—As used in this part, the term:

81 (1) "Agency with jurisdiction" means the entity ~~agency~~  
 82 that releases, upon lawful order or authority, a person who is  
 83 serving a sentence in the custody of the Department of  
 84 Corrections, a person who was adjudicated delinquent and is  
 85 committed to the custody of the Department of Juvenile Justice,  
 86 ~~or~~ a person who was involuntarily committed to the custody of  
 87 the Department of Children and Families ~~Family Services~~ upon an  
 88 adjudication of not guilty by reason of insanity, or a person  
 89 who is serving a sentence in a county or municipal jail for a  
 90 sexually violent offense as defined in paragraph (9) (i).

91 (3) "Department" means the Department of Children and  
 92 Families ~~Family Services~~.

93 (7) "Secretary" means the secretary of the Department of  
 94 Children and Families ~~Family Services~~.

95 (9) "Sexually violent offense" means:

96 (i) A criminal offense in which the state attorney refers  
 97 a person to the department for civil commitment proceedings  
 98 pursuant to s. 394.9125.

99 (11) "Total confinement" means that the person is  
 100 currently being held in any physically secure facility being  
 101 operated or contractually operated for the Department of  
 102 Corrections, the Department of Juvenile Justice, or the  
 103 Department of Children and Families ~~Family Services~~. A person  
 104 shall also be deemed to be in total confinement for

105 applicability of provisions under this part if:

106 (a) The person is serving an incarcerative sentence under  
 107 the custody of the Department of Corrections or the Department  
 108 of Juvenile Justice and is being held in any other secure  
 109 facility for any reason;

110 (b) The person is serving a sentence in a county or  
 111 municipal jail for a sexually violent offense as defined in  
 112 paragraph (9)(i); or

113 (c) A court or the agency with jurisdiction determines  
 114 that the person who is being held should have been lawfully  
 115 released at an earlier date and that the provisions of this part  
 116 would have been applicable to the person on the date that he or  
 117 she should have been lawfully released.

118 Section 2. Section 394.9125, Florida Statutes, is created  
 119 to read:

120 394.9125 State attorney; authority to refer a person for  
 121 civil commitment.-

122 (1) A state attorney shall refer a person to the  
 123 department for civil commitment proceedings if:

124 (a) The state attorney receives an arrest alert on the  
 125 person pursuant to s. 394.926(4); and

126 (b) The person is subsequently sentenced to a term of  
 127 imprisonment in a county or municipal jail for any criminal  
 128 offense.

129 (2) A state attorney may refer a person to the department  
 130 for civil commitment proceedings if the person:

131 (a) Is required to register as a sexual offender pursuant  
 132 to s. 943.0435;

133 (b) Has previously been convicted of a sexually violent  
 134 offense as defined in s. 394.912(9)(a)-(h); and

135 (c) Has been sentenced to a term of imprisonment in a  
 136 county or municipal jail for any criminal offense.

137 (3) A state attorney who refers a person for civil  
 138 commitment pursuant to subsection (1) or subsection (2) shall  
 139 notify the county or municipal jail to which the person has been  
 140 sentenced within 24 hours after the referral is made.

141 (4)(a) If a person is sentenced to a term of imprisonment  
 142 in a county or municipal jail but is not subsequently totally  
 143 confined in the jail due to receiving credit for time served,  
 144 the state attorney may file a petition with the circuit court  
 145 within 120 hours after such person's sentencing proceeding  
 146 requesting the court to order such person into the department's  
 147 custody for purposes of initiating civil commitment proceedings.

148 (b) If the judge determines that there is probable cause  
 149 to believe that the person should have been referred to the  
 150 department pursuant to subsection (1) or subsection (2) but that  
 151 the referral was not made because the person was not totally  
 152 confined in a county or municipal jail due to receiving credit  
 153 for time served, the judge shall order that the person be taken  
 154 into custody and delivered to the custody of the department for  
 155 civil commitment proceedings.

156 Section 3. Section 394.913, Florida Statutes, is amended

157 to read:

158 394.913 Notice to state attorney and multidisciplinary  
 159 team of release of sexually violent predator; establishing  
 160 multidisciplinary teams; information to be provided to  
 161 multidisciplinary teams.—

162 (1) The agency with jurisdiction over a person who has  
 163 been convicted of a sexually violent offense shall give written  
 164 notice to the multidisciplinary team, and shall provide a copy  
 165 of the notice to the state attorney of the circuit in which  
 166 ~~where~~ that person was last convicted of a sexually violent  
 167 offense. If the person has never been convicted of a sexually  
 168 violent offense in this state but has been convicted of a  
 169 sexually violent offense in another state or in federal court,  
 170 the agency with jurisdiction shall give written notice to the  
 171 multidisciplinary team and a copy to the state attorney of the  
 172 circuit in which ~~where~~ the person was last convicted of any  
 173 offense in this state. If the person is being confined in this  
 174 state pursuant to interstate compact and has a prior or current  
 175 conviction for a sexually violent offense, the agency with  
 176 jurisdiction shall give written notice to the multidisciplinary  
 177 team and shall provide a copy to the state attorney of the  
 178 circuit in which ~~where~~ the person plans to reside upon release  
 179 or, if no residence in this state is planned, the state attorney  
 180 in the circuit in which ~~where~~ the facility from which the person  
 181 to be released is located. Except as provided in s. 394.9135,  
 182 the written notice must be given:

183 (a) At least 545 days before ~~prior to~~ the anticipated  
 184 release from total confinement of a person serving a sentence in  
 185 the custody of the Department of Corrections, except that in the  
 186 case of a person ~~persons~~ who is ~~are~~ totally confined for a  
 187 period of less than 545 days, written notice must be given as  
 188 soon as practicable;

189 (b) At least 180 days before ~~prior to~~ the anticipated  
 190 release from residential commitment of a person committed to the  
 191 custody of the Department of Juvenile Justice, except that in  
 192 the case of a person ~~persons~~ who is ~~are~~ committed to a low or  
 193 moderate risk facility, written notice must be given as soon as  
 194 practicable; ~~or~~

195 (c) At least 180 days before ~~prior to~~ the anticipated  
 196 hearing regarding possible release of a person committed to the  
 197 custody of the department who has been found not guilty by  
 198 reason of insanity or mental incapacity of a sexually violent  
 199 offense; or—

200 (d) At least 180 days before the anticipated release from  
 201 total confinement of a person serving a sentence in a county or  
 202 municipal jail, except that in the case of a person who is  
 203 totally confined for a period of less than 180 days, written  
 204 notice must be given as soon as practicable.

205 (2) The agency having jurisdiction shall provide the  
 206 multidisciplinary team with the following information:

207 (a) The person's name; identifying characteristics;  
 208 anticipated future residence; the type of supervision the person

209 will receive in the community, if any; and the person's offense  
 210 history;

211 (b) The person's criminal history, including police  
 212 reports, victim statements, presentence investigation reports,  
 213 postsentence investigation reports, if available, and any other  
 214 documents containing facts of the person's criminal incidents or  
 215 indicating whether the criminal incidents included sexual acts  
 216 or were sexually motivated;

217 (c) Mental health, mental status, and medical records,  
 218 including all clinical records and notes concerning the person;

219 (d) Documentation of institutional adjustment and any  
 220 treatment received and, in the case of an adjudicated delinquent  
 221 committed to the Department of Juvenile Justice, copies of the  
 222 most recent performance plan and performance summary; and

223 (e) If the person was returned to custody after a period  
 224 of supervision, documentation of adjustment during supervision  
 225 and any treatment received.

226 (3) (a) The secretary or his or her designee shall  
 227 establish a multidisciplinary team or teams.

228 (b) Each team shall include, but need ~~is~~ not be limited  
 229 to, two licensed psychiatrists or psychologists or one licensed  
 230 psychiatrist and one licensed psychologist.

231 (c) The multidisciplinary team shall assess and evaluate  
 232 each person referred to the team. The assessment and evaluation  
 233 must ~~shall~~ include a review of the person's institutional  
 234 history and treatment record, if any, the person's criminal

235 background, and any other factor that is relevant to the  
 236 determination of whether the ~~such~~ person is a sexually violent  
 237 predator.

238 (d) The multidisciplinary team may consult with law  
 239 enforcement agencies and victim advocate groups during the  
 240 assessment and evaluation process. A clinical evaluation of the  
 241 person may be conducted. A second clinical evaluation must be  
 242 conducted if a member of the multidisciplinary team questions  
 243 the conclusion of the first clinical evaluation. All members of  
 244 the multidisciplinary team shall review, at a minimum, the  
 245 information provided in subsection (2) and any clinical  
 246 evaluation before making a recommendation pursuant to paragraph  
 247 (f).

248 (e) ~~(e)~~ Before recommending that a person meets the  
 249 definition of a sexually violent predator, the person must be  
 250 offered a personal interview. If the person agrees to  
 251 participate in a personal interview, at least one member of the  
 252 team who is a licensed psychiatrist or psychologist must conduct  
 253 a personal interview of the person. If the person refuses to  
 254 fully participate in a personal interview, the multidisciplinary  
 255 team may proceed with its recommendation without the ~~a personal~~  
 256 ~~interview of the person.~~

257 (f) After all clinical evaluations have been completed,  
 258 the department shall provide to the state attorney a written  
 259 assessment and recommendation as to whether the person meets the  
 260 definition of a sexually violent predator.

261 1. The department must recommend that the state attorney  
 262 file a petition for civil commitment if at least two members of  
 263 the multidisciplinary team determine that the person meets the  
 264 definition of a sexually violent predator.

265 2. When the department determines that a person who has  
 266 received a clinical evaluation does or does not meet the  
 267 definition of a sexually violent predator, the written  
 268 assessment and recommendation shall be sent to the state  
 269 attorney. If the state attorney questions, in writing, the  
 270 determination that the person does or does not meet the  
 271 definition of a sexually violent predator, the multidisciplinary  
 272 team must reexamine the case before a final written assessment  
 273 and recommendation is provided to the state attorney.

274 (g) ~~(d)~~ The Attorney General's Office shall serve as legal  
 275 counsel to the multidisciplinary team.

276 (h) ~~(e)~~1. After all clinical evaluations have been  
 277 completed, but at least 1 month before the person's scheduled  
 278 release date, if the referral date is at least 90 days before  
 279 the person's scheduled release date, the multidisciplinary team  
 280 shall provide to the state attorney ~~Within 180 days after~~  
 281 ~~receiving notice, there shall be a written assessment and~~  
 282 ~~recommendation~~ as to whether the person meets the definition of  
 283 a sexually violent predator ~~and a written recommendation, which~~  
 284 ~~shall be provided to the state attorney.~~ If the referral date is  
 285 ~~less than 90 days before the person's expiration of sentence,~~  
 286 ~~the multidisciplinary team shall provide to the state attorney a~~

287 written assessment and recommendation as to whether the person  
 288 meets the definition of a sexually violent predator as soon as  
 289 is practicable before the person's expiration of sentence. The  
 290 written recommendation shall be provided by the Department of  
 291 Children and Families ~~Family Services~~ and must ~~shall~~ include the  
 292 written report of the multidisciplinary team.

293 ~~2. Notwithstanding subparagraph 1., in the case of a~~  
 294 ~~person for whom the written assessment and recommendation has~~  
 295 ~~not been completed at least 365 days before his or her release~~  
 296 ~~from total confinement, the department shall prioritize the~~  
 297 ~~assessment of that person based upon the person's release date.~~

298 (4) The multidisciplinary team shall give equal  
 299 consideration in the evaluation and assessment of an offender  
 300 whose sexually violent offense was an attempt, criminal  
 301 solicitation, or conspiracy, in violation of s. 777.04, to  
 302 commit a sexually violent offense enumerated in s. 394.912(9) as  
 303 it does in the evaluation and assessment of an offender who  
 304 completed such an enumerated sexually violent offense. A rule or  
 305 policy may not be established which reduces the level of  
 306 consideration because the sexually violent offense was an  
 307 attempt, criminal solicitation, or conspiracy.

308 ~~(5)-(4) The provisions of This section is are not~~  
 309 ~~jurisdictional, and failure to comply with it ~~them~~ in no way~~  
 310 ~~prevents the state attorney from proceeding against a person~~  
 311 ~~otherwise subject to the provisions of this part.~~

312 Section 4. Section 394.9135, Florida Statutes, is amended

313 to read:

314 394.9135 Immediate releases from total confinement;  
 315 transfer of person to department; time limitations on  
 316 assessment, notification, and filing petition to hold in  
 317 custody; filing petition after release; order into custody of  
 318 department after release.—

319 (1) (a) If the anticipated release from total confinement  
 320 of a person who has been convicted of a sexually violent offense  
 321 becomes immediate for any reason, the agency with jurisdiction  
 322 shall upon immediate release from total confinement transfer  
 323 that person to the custody of the department ~~of Children and~~  
 324 ~~Family Services~~ to be held in an appropriate secure facility.

325 (b) If a person who committed a sexually violent offense  
 326 and who is serving an incarcerative sentence under the custody  
 327 of the Department of Corrections or the Department of Juvenile  
 328 Justice is released from a local detention facility, the state  
 329 attorney, as designated in s. 394.913, may file a petition with  
 330 the circuit court within 120 hours after the person's release  
 331 alleging that:

332 1. Section 394.913 or this section requires that the  
 333 person be referred for consideration for civil commitment before  
 334 release and the person was not referred because of a mistake,  
 335 oversight, or intentional act; or

336 2. The person was referred for commitment consideration  
 337 but, through a mistake, oversight, or intentional act, was  
 338 released rather than transferred to the custody of the

339 Department of Children and Families as required by this part.

340

341 If the judge determines that there is probable cause to believe  
 342 that the person was released in contravention of s. 394.913 or  
 343 this section, the judge shall order the person to be taken into  
 344 custody and delivered to an appropriate secure facility  
 345 designated by the Department of Children and Families.

346 (2) Within 72 hours after transfer pursuant to paragraph  
 347 (1) (a) or receipt into the department's custody pursuant to  
 348 paragraph (1) (b) or s. 394.9125(4), the multidisciplinary team  
 349 shall assess whether the person meets the definition of a  
 350 sexually violent predator as defined in s. 394.912. If at least  
 351 two members of the multidisciplinary team, after all clinical  
 352 evaluations have been conducted, determine ~~determines~~ that the  
 353 person does not meet the definition of a sexually violent  
 354 predator, that person shall be immediately released. If the  
 355 multidisciplinary team determines that the person meets the  
 356 definition of a sexually violent predator, the team shall  
 357 provide the state attorney, as designated by s. 394.913, with  
 358 its written assessment and recommendation within the 72-hour  
 359 period or, if the 72-hour period ends after 5 p.m. on a working  
 360 day or on a weekend or holiday, within the next working day  
 361 thereafter.

362 (3) Within 48 hours after receipt of the written  
 363 assessment and recommendation from the multidisciplinary team,  
 364 the state attorney, as designated in s. 394.913, may file a

365 petition with the circuit court alleging that the person is a  
 366 sexually violent predator and stating facts sufficient to  
 367 support the ~~such~~ allegation. If a petition is not filed within  
 368 48 hours after receipt of the written assessment and  
 369 recommendation by the state attorney, the person shall be  
 370 immediately released, except that, if the 48-hour period ends  
 371 after 5 p.m. on a working day or on a weekend or holiday, the  
 372 petition may be filed on the next working day without resulting  
 373 in the person's release. If a petition is filed pursuant to this  
 374 section and the judge determines that there is probable cause to  
 375 believe that the person is a sexually violent predator, the  
 376 judge shall order that the person be maintained in custody and  
 377 held in an appropriate secure facility for further proceedings  
 378 in accordance with this part.

379 (4) ~~The provisions of~~ This section is ~~are~~ not  
 380 jurisdictional, and failure to comply with the time limitations,  
 381 which results in the release of a person who has been convicted  
 382 of a sexually violent offense, ~~is~~ not dispositive of the case  
 383 and does not prevent the state attorney from proceeding against  
 384 a person otherwise subject to ~~the provisions of~~ this part.

385 Section 5. Section 394.914, Florida Statutes, is amended  
 386 to read:

387 394.914 Petition; contents.—After ~~Following~~ receipt from  
 388 the multidisciplinary team of the written assessment and  
 389 positive or negative recommendation as to whether the person  
 390 meets the definition of a sexually violent predator ~~from the~~

391 ~~multidisciplinary team~~, the state attorney, in accordance with  
 392 s. 394.913, may file a petition with the circuit court alleging  
 393 that the person is a sexually violent predator and stating facts  
 394 sufficient to support such allegation. A ~~Ne~~ fee may not ~~shall~~ be  
 395 charged for the filing of a petition under this section.

396 Section 6. Subsection (3) of section 394.918, Florida  
 397 Statutes, is amended to read:

398 394.918 Examinations; notice; court hearings for release  
 399 of committed persons; burden of proof.—

400 (3) The court shall hold a limited hearing to determine  
 401 whether there is probable cause to believe that the person's  
 402 condition has so changed that it is safe for the person to be at  
 403 large and that the person will not engage in acts of sexual  
 404 violence if discharged. The person has the right to be  
 405 represented by counsel at the probable cause hearing and the  
 406 right, ~~but the person is not entitled to be present. Both the~~  
 407 petitioner and the respondent may present evidence that the  
 408 court may weigh and consider. If the court determines that there  
 409 is probable cause to believe it is safe to release the person,  
 410 the court shall set a trial before the court on the issue.

411 Section 7. Section 394.926, Florida Statutes, is amended  
 412 to read:

413 394.926 Notice to victims and others of release of persons  
 414 in the custody of the department ~~committed as sexually violent~~  
 415 ~~predators; notice to Department of Corrections and Parole~~  
 416 ~~Commission.~~—

417 (1) As soon as is practicable, the department shall give  
418 written notice of the release of a person in the custody of the  
419 department ~~committed as a sexually violent predator~~ to any  
420 victim of the ~~committed~~ person who is alive and whose address is  
421 known to the department or, if the victim is deceased, to the  
422 victim's family, if the family's address is known to the  
423 department. Failure to notify is not a reason for postponement  
424 of release. This section does not create a cause of action  
425 against the state or an employee of the state acting within the  
426 scope of the employee's employment as a result of the failure to  
427 notify pursuant to this part.

428 (2) If a person in the custody of the department ~~sexually~~  
429 ~~violent predator~~ who has an active or pending term of probation,  
430 community control, parole, conditional release, or other court-  
431 ordered or postprison release supervision is released ~~from~~  
432 ~~custody~~, the department must immediately notify the Department  
433 of Corrections' Office of Community Corrections in Tallahassee.  
434 The Parole Commission must also be immediately notified of any  
435 releases of a person ~~sexually violent predator~~ who has an active  
436 or pending term of parole, conditional release, or other  
437 postprison release supervision that is administered by the  
438 Parole Commission.

439 (3) If a person in the custody of the department is  
440 released, the department must notify the Department of Law  
441 Enforcement and the sheriff of the county in which the person  
442 intends to reside, or if unknown, the sheriff of the county in

443 which the person was last convicted.

444 (4) (a) The department, in conjunction with the Department  
 445 of Law Enforcement, shall enroll and maintain a sexually violent  
 446 offender in the arrest notification program through the Florida  
 447 Criminal Justice Network maintained by the Department of Law  
 448 Enforcement upon such offender's release from the department's  
 449 custody. Upon receiving an alert that a sexually violent  
 450 offender has been arrested for a criminal offense subsequent to  
 451 his or her release, the department must immediately notify the  
 452 state attorney of the circuit in which the arrest occurred.

453 (b) As used in this subsection, the term "sexually violent  
 454 offender" means a person who has been committed to the  
 455 department as a sexually violent predator or who has been in the  
 456 department's custody based upon a court finding of probable  
 457 cause to believe the person is a sexually violent predator.

458 Section 8. Section 394.931, Florida Statutes, is amended  
 459 to read:

460 394.931 Quarterly and annual reports. ~~Beginning July 1,~~  
 461 ~~1999,~~ The Department of Corrections shall collect information  
 462 and compile quarterly reports with statistics profiling inmates  
 463 released the previous quarter who fit the criteria and were  
 464 referred to the Department of Children and Families ~~Family~~  
 465 ~~Services~~ pursuant to this act. ~~The quarterly reports must be~~  
 466 ~~produced beginning October 1, 1999.~~ At a minimum, the  
 467 information that must be collected and compiled for inclusion in  
 468 the reports includes: whether the qualifying offense was the

469 current offense or the prior offense; the offender's most  
 470 serious sexual offense; the total number of distinct victims of  
 471 the sexual offense; whether the victim was known to the  
 472 offender; whether the sexual act was consensual; whether the  
 473 sexual act involved multiple victims; whether direct violence  
 474 was involved in the sexual offense; the age of each victim at  
 475 the time of the offense; the age of the offender at the time of  
 476 the first sexual offense; whether a weapon was used; length of  
 477 time since the most recent sexual offense; and the total number  
 478 of prior and current sexual offense ~~sexual-offense~~ convictions.  
 479 The Department of Corrections shall compile recidivism data on  
 480 those referred, detained, or committed to the department ~~In~~  
 481 ~~addition, the department of Children and Family Services shall~~  
 482 ~~implement a long-term study to determine the overall efficacy of~~  
 483 ~~the provisions of this part.~~

484 Section 9. Subsection (14) is added to section 943.053,  
 485 Florida Statutes, to read:

486 943.053 Dissemination of criminal justice information;  
 487 fees.—

488 (14) Notwithstanding any other law, the department shall  
 489 provide to the Sexually Violent Predator Program within the  
 490 Department of Children and Families online access to the arrest  
 491 notification program through the Florida Criminal Justice  
 492 Network to be used solely in support of the duties of the  
 493 Department of Children and Families as provided in s.  
 494 394.926(4).

PCS for HB 7019

ORIGINAL

2014

495           Section 10. If any provision of this act or its  
496 application to any person or circumstance is held invalid, the  
497 invalidity does not affect other provisions or applications of  
498 this act which can be given effect without the invalid provision  
499 or application, and to this end the provisions of this act are  
500 severable.

501           Section 11. This act shall take effect July 1, 2014.

502